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Subpart 2520—Desert-Land Entries: General

AUTHORITY: R.S. 2478; 43 U.S.C. 1201.

SOURCE: 35 FR 9581, June 13, 1970, unless otherwise noted.

§ 2520.0-1 Purpose.

(a) It is the purpose of the statutes governing desert-land entries to encourage and promote the reclamation, by irrigation, of the arid and semiarid public lands of the Western States through individual effort and private capital, it being assumed that settlement and occupation will naturally follow when the lands have thus been rendered more productive and habitable.

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§ 2520.0-3 Authority.

The Act of March 3, 1877 (19 Stat. 377; 43 U.S.C. 321-323) as amended by the Act of March 3, 1891 (26 Stat. 1096; 43 U.S.C. 231, 323, 325, 327-329), provides for the making of desert-land entries in the States of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming.

§ 2520.0-5 Definitions.

(a) As used in the desert-land laws and the regulations of this subpart:

(1) *Reclamation* requires conducting water in adequate amounts and quality to the land so as to render it available for distribution when needed for irrigation and cultivation.

(2) *Cultivation* requires the operation, practice, or act of tillage or preparation of land for seed, and keeping the ground in a state favorable for the growth of crops.

(3) *Irrigation* requires the application of water to land for the purpose of growing crops.

(4) *Crop* includes any agricultural product to which the land under consideration is generally adapted and which would return a fair reward for the expense of producing it.

(5) *Water supply*, to be adequate, must be sufficient to irrigate successfully and to reclaim all of the irrigable land embraced in an entry.

(6) *Water right* means the authority, whether by prior ownership, contract, purchase, or appropriation in accordance with state law, to use water on the land to be irrigated.

§ 2520.0-7 Cross references.

(a) For assignment of desert-land entries within Government reclamation projects, see § 2524.5(a).

(b) For provisions under Appeals and Hearings see parts 1840 and 1850 of this chapter.

(c) For relinquishments, in general, see subpart 1825 of this chapter.

(d) For residence and cultivation requirements under the homestead laws, see § 2511.4-2(a).

§ 2520.0-8 Land subject to disposition.

(a) *Land that may be entered as desert land.* (1) As the desert-land law requires